IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH,

AT HYDERABAD

HON'BLE SRI JUSTICE V.V.S. RAO

W.P. No. 19668 OF 1996

Date: 29.11.2005

BETWEEN:

1. Nellimerla Appa Rao and others.

…. PETITIONERS

And

1. The Special Deputy Collector, Land Acquisition, VUDA., Visakhapatnam, and another.

…. RESPONDENTS

HONOURABLE SRI JUSTICE V.V.S. RAO

WRIT PETITION No. 19668 OF 1996

ORDER:

The petitioners, who are claim to be the owners of the land in S.No.103/1 admeasuring an extent of Acs.0.31, filed the instant writ petition challenging the declaration under Section 6 of the Land Acquisition Act, 1894 (for short 'the Act') on the ground that the substance of the notification under Section 4(1) of the Act is not published in the local newspapers or at the site, and that the first respondent did not issue notice while conducting enquiry under Section 5A of the Act.

This Court while admitting the writ petition stayed dispossession of the petitioners. When the case is called for hearing the learned Standing Counsel Ms. Preeti Reddy submits that the land acquisition proceedings were dropped and the amount was refunded to Requisitioning Department. In that view of the matter, the cause of action for the petitioners does not survive.

The Writ Petition is accordingly dismissed. No costs.

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(**V.V.S. RAO, J.)**

29th November, 2005

Js.